

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

JOSEPH J. HESKETH III, on his behalf
and on behalf of other similarly situated
persons,

Plaintiff,

v.

TOTAL RENAL CARE, INC., on its own
behalf and on behalf of other similarly
situated persons,

Defendant.

No. 2:20-cv-01733

DECLARATION OF CAROL STRONG IN
SUPPORT OF TOTAL RENAL CARE,
INC.'S NOTICE OF REMOVAL

I, Carol Strong, declare as follows:

1. I am employed by Total Renal Care, Inc. ("TRC" or "Defendant") as a Payroll Projects Specialist. I am of legal age and competent to make this declaration. The statements contained herein are based on my personal knowledge and on documents maintained by DaVita, including its subsidiaries like TRC, in the ordinary course of business.

2. I understand that the plaintiff in this action alleges claims on behalf of a class of all non-exempt employees who worked for Defendant after January 31, 2020.

3. I have reviewed the payroll data kept in the ordinary course of business for non-exempt Washington employees during the period January 31, 2020 to October 31, 2020. The data include the regular hours worked, regular rate of pay, and premium rate of pay.

DECLARATION OF CAROL STRONG
(No. 2:20-cv-01733) – 1

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Perkins Coie LLP
1201 Third Avenue, Suite 4900
Seattle, WA 98101-3099
Phone: 206.359.8000
Fax: 206.359.9000

1 4. Based on my review of the payroll data, the premium pay (.5 times regular
2 base rate) for the regular (not premium) hours worked by putative class members in
3 Washington from January 31, 2020 through October 31, 2020 amounts to more than \$23
4 million.
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8 5. On March 31, 2020, DaVita changed its Disaster Relief Policy.
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10 6. Based on my review of the payroll data, the premium pay (.5 times regular
11 base rate) for the regular (not premium) hours worked by putative class members in
12 Washington between January 31, 2020 and the change to the Disaster Relief Policy on
13 March 31, 2020, totals \$5,082,320.
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18 I declare under penalty of perjury under the laws of the State of Washington that the
19 foregoing is true and correct.
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24 Executed in Spanaway, WA on November 23, 2020.
25 City State
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34 Carol Strong
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DECLARATION OF CAROL STRONG – 2

LEGAL150216669.1

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CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on November 23, 2020, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Christina L Henry, WSBA 31273
Email: chenry@hdm-legal.com
HENRY & DEGRAAFF, PS
787 Maynard Ave S
Seattle, WA 98104
Telephone: 206-330-0595
Facsimile: 206-400-7609
Attorney for Plaintiffs

☐ Via Hand Delivery
☐ Via U.S. Mail, 1st Class, Postage
Prepaid
☐ Via Overnight Courier
☐ Via Facsimile
☒ Via E-Filing

J. Craig Jones
Pro Hac Vice Forthcoming
Email: craig@joneshilllaw.com
JONES & HILL, LLC
131 Highway 165 South
Oakdale, LA 71463
Telephone: 318-335-1333
Facsimile: 318-335-1934
Attorney for Plaintiffs

☐ Via Hand Delivery
☐ Via U.S. Mail, 1st Class, Postage
Prepaid
☐ Via Overnight Courier
☐ Via Facsimile
☒ Via E-Filing

Scott C. Borison
Pro Hac Vice Forthcoming
Email: scott@borisonfirm.com
BORISON FIRM, LLC
1900 S. Norfolk Rd. Suite 350
San Mateo CA 94403
Telephone: 301-620-1016
Facsimile: 301-620-1018
Attorney for Plaintiffs

☐ Via Hand Delivery
☐ Via U.S. Mail, 1st Class, Postage
Prepaid
☐ Via Overnight Courier
☐ Via Facsimile
☒ Via E-Filing

DATED this 23rd day of November 2020 in Seattle, Washington.

s/ Kyle Koats
Kyle Koats, Legal Practice Assistant

CERTIFICATE OF SERVICE
(No. 2:20-cv-01733) – 1

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